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**CHAPTER 89-200 MINOR PARENT****89-201 MINOR PARENT REQUIREMENT****89-201**

- .1 Requirement
- A never-married minor, under the age of 18 years old, who is pregnant or who has a dependent child(ren) in his/her care shall, as an additional condition of eligibility, reside with:
- .11 Senior Parent
- A senior parent; or
- .12 Legal Guardian
- A legal guardian; or
- .13 Adult Relative
- An individual who meets the degree of relatedness criteria specified in Section 82-808.1 and is age 18 years or older; or
- .14 Licensed Home
- A state licensed adult-supervised supportive living arrangement which includes:
- .141
- A group home; or
- .142
- A maternity home.
- .2 Exemption
- The minor parent and his/her dependent child(ren) shall be exempt from the minor parent requirement when any of the following conditions exist:
- .21 Deceased
- The minor parent has no parent or legal guardian who is living;
- .22 Whereabouts Unknown
- The minor parent has no parent or legal guardian whose whereabouts are known;
- .23 Not Allowed To Live In Home
- The minor parent has no parent or legal guardian who will allow the minor parent to live in his/her home;
- .24 Health/Safety
- It is determined by a child protective services worker that the physical or emotional health or safety of the minor parent or his/her dependent child(ren) would be jeopardized if the minor parent and his/her dependent child(ren) lived in the home with the minor's parent, legal guardian, or other adult relative;

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| .25  | Live Apart for 12 Months                        | The minor parent has lived apart from the minor's parent or legal guardian for a period of at least twelve months prior to the month of:   |
| .251 |   | The youngest dependent child's birth; or   |
| .252 |   | Application for aid.   |
| .26  | Emancipation                                    | The minor parent is legally emancipated.   |
| .3   | Referral  | A referral to county Child Welfare Services shall be made when the minor parent meets any of the exemptions pursuant to Section 89-201.21 through .25.   |
| .31  | Discontinuance of Minor Parent                  | If the minor parent is determined to be ineligible for AFDC, the eligibility worker shall notify CWS of the minor's discontinuance.  |
| .4   | Payee   | Unless the minor parent is exempt from the Minor Parent Requirement, the county shall pay aid on behalf of the minor parent to the adult living in the home or to the group/maternity home pursuant to Section 89-201.1. |
| .41  | Adult Refusal                                   | If the adult living in the home refuses to act as payee on behalf of the minor parent, the minor parent may be the payee.  |
| .42  | Minor Parent Refusal or Failure to Cooperate    | If the minor parent refuses or fails to cooperate in obtaining verification of the adult's consent or refusal to act as payee on his/her behalf, the minor parent's AU is ineligible for AFDC.                           |
| .43  | Determination That Minor Parent Should Be Payee | Whenever it is determined to be in the best interest of the minor parent and his/her child(ren), the minor parent may be the payee of his/her case instead of the adult living in the home with the minor parent.        |

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- .44 Documentation The county shall document the following:
- .441 The payee understands that these AFDC payments are for the support of the minor parent and his/her dependent child(ren); and
- .442 The individual's agreement to act as payee; or
- .443 The individual's refusal to act as payee.
- .444 The minor parent's refusal or failure to cooperate in obtaining verification of the adult's consent or refusal to act as payee.
- .445 The reason(s) or factors leading to the determination that it is in the best interest of the minor parent and his/her child(ren) for the minor parent to be the payee for his/her case rather than the adult living in the home.

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- .45 Example 1: A minor parent applies for AFDC for herself and her dependent child. The minor states her parents are divorced and living at different residences. The minor states that her mother forced her and her child out of the home and will not allow them to return. Further, the minor states that she has not lived with her father (the other senior parent) for over 12 months.
- The minor provides a statement from her mother that the minor had been living with her for the past two years, but that she will no longer allow the minor and child to live with her. Since the minor meets the exemption for each senior parent, the county will: (1) not apply the Minor Parent Requirement, and (2) grant aid to the minor parent and/or her child if they are otherwise eligible, and (3) refer the case to CWS for Minor Parent services.

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.46 Example 2:

A minor parent applies for AFDC for herself and her dependent child. The minor parent states that she has been living with a friend for the past three months.

The minor parent states that her mother forced her to move out of the home and will not allow her to return. The minor's friend told her that she needs to find another place to live by the end of the month.

The minor parent is unable to obtain a statement from her mother confirming that she is not allowed to return to the parent's home. In a collateral call to the minor parent's mother, the mother indicates that her daughter ran away from home three months ago and refuses to return. The mother indicates that she is willing to allow the minor parent and her dependent child to live with her. The minor parent then states that she fears for her safety and the safety of her dependent child if she returns to her mother's home. A child protective services worker completes an evaluation of the mother's home and determines that there would be no risk to either the minor parent or her dependent child if they were to live with the minor's parent.

Since the minor parent does not meet any of the exemption criteria, she and her dependent child must live with her parent, legal guardian, or other adult relative to be eligible for AFDC. The minor parent refuses to return to her mother's home and no other adult relative will allow her to live with him/her. The minor parent and child are not eligible for AFDC and the application is denied.

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| .5   | Senior Parent Income | When the minor parent lives with his/her parent(s), the senior parent income is considered pursuant to Section 44-133.52.                            |
| .51  | Ineligible Minor     | When senior parent's income pursuant to Section 44-133.52, results in ineligibility of the minor's AU:   |
| .511 |                      | The minor parent shall be ineligible and excluded from the AU.   |
| .512 |                      | Senior parent income shall not be considered available to the minor parent's child(ren).   |
| .513 |                      | The income eligibility of the minor parent's child(ren) shall be determined pursuant to Sections 44-207.2 and .3.                                    |
| .514 |                      | The minor parent's income shall be considered available to the child(ren)'s AU using the excluded parent computation, pursuant to Section 44-133.51. |

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| .52 | Example: Ineligible Minor Parent | Minor Parent is receiving aid on behalf of her dependent child. Minor parent is excluded from AU due to excess senior parent income. Also in the home are two of the minor parent's siblings. Senior parent earns \$1399 per month and minor parent receives \$350 in Social Security Survivor's Benefits. The minor parent is nonexempt and resides in Region 1. |
|-----|----------------------------------|---|

Eligibility/Grant Computation

\$1399		Gross Family Earnings
- 225		\$225 Income Disregard (No Disability-Based Income)
\$1174		Subtotal (Nonexempt Earnings)
- 587		50% Earned Income Disregard
\$ 587		Net Nonexempt Earned Income
350		Other Nonexempt Unearned Income
\$ 937		Total Net Nonexempt Income

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\$829	Family's Nonexempt MAP for five-Region 1
- 937	Net Nonexempt Income
\$ 0	Potential Grant (Minor Parent is not eligible to be included in AU)

If the minor has no income, the minor parent is eligible to receive the MAP for the minor's child(ren).

Since the minor parent is ineligible to be included in the AU, the minor parent's income must be treated like an excluded parent (Non-AU member) as follows:

\$ 0	Earned Income/Disability-Based Unearned Income)
+ 350	Other Nonexempt Unearned Income
\$ 350	Total Net Nonexempt Income
\$ 493	MAP for two (Minor parent and child)
- 350	Total Net Nonexempt Income
\$ 143	Potential Grant
\$ 302	MAP for one (Minor's child)
\$ 143	Aid Payment (Lesser of Potential Grant or MAP for Minor's Child)

\*The MAP amounts are subject to change. The MAP amounts assumes that both the senior and minor parents are eligible for the Non-Exempt MAP amounts. See Handbook Section 44-315.311 for currently applicable amounts.

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.53 Eligible Minor

When considering a senior parent's (parents') income, pursuant to Section 44-133.52, and that income does not result in ineligibility of the minor and:

.531 Minor in Own AU

The minor parent is eligible to be included in his/her own AU, or



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.532 Eligible Minor in  
Senior Parent's AU

The minor parent is eligible to be included in the senior parent's AU, then

.533

Senior parent's income shall be considered and the AU's grant amount shall be the greater of:

(a)

The actual grant amount calculated pursuant to Section 44-315.3, or

(b)

The MAP for the minor parent's child(ren) plus any special needs for the minor parent's aided child(ren) and less any overpayment adjustment and/or Cal-Learn sanction.

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.54

The following computation applies when the minor parent is in his/her own AU or when the eligible minor parent is included in the senior parent's AU.

Example: Eligible Minor Parent

Minor parent is receiving aid for herself and her dependent child. Minor parent lives with both her parents and a sibling. One senior parent earns \$900 per month from full-time employment. The other senior parent earns \$400 per month from part-time income and receives \$125 in State Disability Insurance benefits. The minor parent has no income. The minor parent is nonexempt and resides in Region 1.

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Eligibility/Grant Computation:

\$ 125	-	225	-\$100	Disability-Based Unearned Income
				\$225 Income Disregard
				Net Nonexempt Disability-Based Income
\$1300				Gross Family Earnings
-		100		Remainder of \$225 Disregard
\$1200				Earnings Subject to 50% Disregard
\$ 600				Net Nonexempt Earned Income
+		0		Other Nonexempt Unearned Income
\$ 600				Net Nonexempt Income
\$ 829				Family's Nonexempt MAP for 5 in Region 1
-		600		Net Nonexempt Income
\$ 229				Potential Grant (Minor Parent is eligible to be included in AU)
\$ 302				MAP for one (Minor's child)
\$ 302				Aid Payment (higher of Potential Grant and MAP for Minor's Child)

This minor parent living with the senior parent is eligible to receive MAP for the minor's child because it is greater than the potential grant.

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**.6 Minor Meets Exemption**

A minor who does not reside with a senior parent shall have his/her aid payment calculated based on existing income regulations.

NOTE: Authority cited: Sections 10553 and 10554, Welfare and Institutions Code. Reference: Sections 11008.14 (Ch. 270, Stats. 1997), 11254, 11451.5 (Ch. 270, Stats. 1997), and 16506(d), Welfare and Institutions Code and 42 USCA 608(a)(5).

**TABLE OF CONTENTS****CHAPTER 89-300 WORK INCENTIVES**

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Chapter 89-300 title repealed by Manual Letter No. EAS-95-06, effective 7/9/95.

<b>89-301</b>	<b>ELIMINATION OF TIME LIMITATIONS FOR 30 AND 1/3 EARNED INCOME DISREGARD AND ELIMINATION OF THE 100-HOUR LIMIT</b>	<b>89-301</b>
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Chapter 89-500 title repealed by Manual Letter No. EAS-95-06, effective 7/9/95.

**89-501      INCREASED PROPERTY LIMITS FOR RECIPIENTS      89-501**

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Entire Chapter repealed by Manual Letter No. EAS-98-05, effective 12/29/98.

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Repealed by Manual Letter No. EAS-98-05, effective 12/29/98.

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